

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 206 be amended to read as follows:

- 1 Page 5, after line 42, begin a new paragraph and insert:
- 2 "SECTION 5. IC 8-1-2-86.5 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 86.5. **(a) For purposes**
- 4 **of this section, "four (4) mile area" means the area within four (4)**
- 5 **miles of a municipality's corporate boundaries.**
- 6 **(b) Except as provided in subsection (c), the commission, after**
- 7 **notice and hearing, may, by order, determine territorial disputes**
- 8 **between all water utilities.**
- 9 **(c) This subsection applies if a municipality exercises the**
- 10 **power to regulate the furnishing of water to the public granted by**
- 11 **IC 36-9-2-14 within a four (4) mile area. The commission may not**
- 12 **determine a territorial dispute within the four (4) mile area unless**

1 **the territorial dispute concerns a geographic area that is located**
2 **in:**
3 **(1) the four (4) mile area; and**
4 **(2) another four (4) mile area."**
5 Renumber all SECTIONS consecutively.
 (Reference is to ESB 206 as printed April 3, 2007.)

Representative AVERY